IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

TUESDAY, THE 3RD APRIL 2007 / 13TH CHAITHRA 1930

WP(C).No. 23923 of 2005(W)
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PETITIONER:
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KUNJAMMA, W/O.SHANMUGHAN,
KOCHUVELIYIL, CHARAMANGALAM, MUHAMMA P.O.
ALAPPUZHA.

BY ADV. SRI.J.OM PRAKASH

RESPONDENTS:
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1. THE UNION OF INDIA, REPRESENTED BY THE SECRETARY, MINISTRY OF HOME AFFAIRS, KHAN MARKET, NEW DELHI.

2. THE STATE OF KERALA, REPRESENTED BY THE PRINCIPAL SECRETARY TO GOVERNMENT, DEPARTMENT OF GENERAL ADMINISTRATION, SECRETARIATE, THIRUVANANTHAPURAM.

R1 BY ADV. SRI.N.ANILKUMAR, ADDL.CGSC
R2 BY GOVERNMENT PLEADER SMT.ANU SIVARAMAN.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 03/04/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX (WP(C) NO.23923 OF 2005)

PETITIONER'S EXHIBITS:

Ext.P1: Copy of the application of the petitioner's husband dtd.15.4.98.

Ext.P2: Copy of the state pension order dtd.5.11.74 issued by the District Collector, Alappuzha.

Ext.P3: Copy of the copy application and the order dtd.24.4.2001.

Ext.P4: Copy of the certificate issued by Kunjan Sukumaran dtd.13.4.98.

Ext.P5: Copy of the true extract of the Convict Register.

Ext.P6: Copy of the order of the Deputy Secretary to Government of India dtd. Nil.

Ext.P7: Copy of the letter of the District Collector, Alappuzha dtd.20.2.2001.

Ext.P8: Copy of the certificate issued by Sri.Narayanan Ramankutty dtd.5.2.2002.

Ext.P9: Copy of the Convict Register.

Ext.P10: Copy of the Central Pension Order dtd.26.11.99.

Ext.P11: Copy of the letter of the District Collector, Alappuzha dtd.10.12.2003.

Ext.P12: Copy of the representation of the petitioner dtd.6.6.2005 submitted to the Hon'ble Chief Minister of Kerala.

Ext.P13: Copy of the representation of the petitioner dtd.21.1.06.

Ext.P14: Copy of the certificate of H.K.Chakrapani dtd.10.1.06.

Ext.P15: Copy of the Convict Register relating to H.K.Chakrapani dtd. Nil.

Ext.P16: Copy of the Central Pension Order issued by the Under Secretary to Government of India dtd.18.6.03.

Ext.P17: Copy of the postal receipt dtd.21.1.06.

-True Copy-

P.A.to Judge.

**S.SIRI JAGAN, J.**

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**W.P(C) NO.23923 OF 2005**

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Dated this the 3rd day of April, 2007

**J U D G M E N T**

The petitioner is an applicant for pension under the Swatantra Sainik Samman Pension Scheme. He now seeks only a direction to the second respondent to consider Ext.P13 representation in accordance with the Swatantra Sainik Samman Pension Scheme and pass appropriate orders.

2. I have heard learned counsel for the petitioner, learned Government pleader and the learned Central Government Standing Counsel.

3. After hearing all parties, I feel that it is only just and proper that the second respondent passes appropriate orders on Ext.P13 representation filed by the petitioner along with the reply affidavit produced before me, as expeditiously as possible. Accordingly, there would be a direction to the second respondent to consider and pass appropriate orders on Ext.P13 as expeditiously as possible, at any rate, within a period of two months from the date of receipt of a copy of this judgment. The

second respondent shall forward his views to the first respondent as required under the Swatantra Sainik Samman Pension Scheme and the first respondent shall consider the same and pass further appropriate orders, in accordance with law, within a further period of two months from the date of receipt of the papers from the second respondent.

The writ petition is disposed of as above.

**S.SIRI JAGAN,**
**Judge**

Mbs/